



Dkt. #731-A-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Gary Xiao-Liang ZHANG  
U.S. Serial No.: 10/764,073, claiming priority of U.S. Serial 60/442,202, Filed January 24, 2003  
Filed : February 23, 2004  
For : OPTIMIZED DATA STREAMING AND USES THEREOF

Law Offices of Albert Wai-Kit Chan, LLC  
World Plaza, Suite 604  
141-07 20<sup>th</sup> Avenue  
Whitestone, NY 11357

February 23, 2004

Commissioner of Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

COMMUNICATION TO SUBMIT DECLARATION AND POWER OF ATTORNEY

Applicant hereby submits as **Exhibit A** (2 pages) the Declaration and Power of Attorney signed by the one (1) inventor. The fee for submitting the Declaration and Power of Attorney is SIXTY-FIVE DOLLARS (\$65.00). Therefore, a check in the amount of \$65.00 is enclosed to cover the fee for filing the Declaration and Power of Attorney. Applicant respectfully requests that the Examiner record the Declaration and Power of Attorney.

If a telephone interview would be of assistance in advancing prosecution of the subject application, Applicant's undersigned attorney invites the Examiner to telephone at the number provided below.

No fee other than the \$65.00 for the Declaration and Power of Attorney fee is deemed necessary in connection with the filing

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of this Communication. However, if any additional fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 50-1891.

I hereby certify that this paper is being deposited this date with the U.S. Postal Service with sufficient postage for first class mail addressed to: Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450

Albert Wai Kit Chan 2/3/04  
Albert Wai-Kit Chan Date  
Reg. No. 36,479

Respectfully submitted,

Albert Wai Kit Chan

Albert Wai-Kit Chan  
Registration No. 36,479  
Attorney for Applicant  
Law Offices of  
Albert Wai-Kit Chan, LLC  
World Plaza, Suite 604  
141-07 20<sup>th</sup> Avenue  
Whitestone, New York 11357  
Tel: (718) 357-8836  
Fax: (718) 357-8615  
E-mail: kitchanlaw@aol.com



## DECLARATION AND POWER OF ATTORNEY

As a below-named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

## OPTIMIZED DATA STREAMING AND USES THEREOF

the specification of which  
(check one)

  X   is attached hereto or  
           was filed on           , as U.S. Serial No.            and  
amended on           . (if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information of which I am aware which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

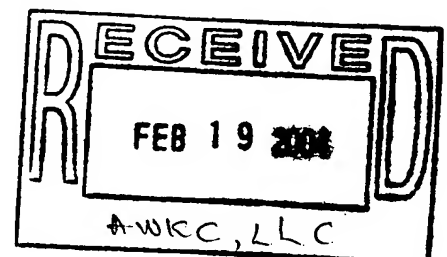
I hereby claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application of which priority is claimed:

Prior Foreign Application(s)

Number	Country	Filing Date	Priority Claimed	
			Yes	No
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States Application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial No.	Filing Date	Status
<u>60/442,202</u>	<u>January 24, 2003</u>	<u>pending</u>
_____	_____	_____



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Declaration and Power of Attorney  
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And I hereby appoint:

Albert Wai-Kit Chan (Reg. No. 36,479) and Mark Elkins (Reg. No. 42,510)

Attorney, with full power of substitution and revocation, to prosecute this application, to make alterations and amendments therein, to receive the patent, to transact all business in the Patent and Trademark Office connected therewith and to file any International Applications which are based thereon under the provisions of the Patent Cooperation Treaty.

Please address all communications, and direct all telephone calls, regarding this application to

Albert Wai-Kit Chan  
Law Offices of Albert Wai-Kit Chan, LLC  
World Plaza, Suite 604  
141-07 20<sup>th</sup> Avenue  
Whitestone, NY 11357  
Tel: (718) 357-8836  
Fax: (718) 357-8615  
kitchanlaw@aol.com

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both; under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first joint inventor: Gary Xiao-Liang ZHANG  
Inventor's signature: [Signature]  
Citizenship: United States Date of Signature: 2/5/04  
Residence: 2108 Van Cortland Circle, Yorktown Heights, NY 10598  
Post Office Address: same as the residence address